

104TH CONGRESS
1ST SESSION

H. R. 2147

To amend the Federal Crop Insurance Act to permit producers greater discretion in deciding to purchase catastrophic risk protection and to amend the Agricultural Act of 1949 to clarify the prevented planting rule for the calculation of crop acreage bases.

IN THE HOUSE OF REPRESENTATIVES

JULY 31, 1995

Mr. ROBERTS (for himself, Mr. LUCAS, and Mrs. CHENOWETH) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Federal Crop Insurance Act to permit producers greater discretion in deciding to purchase catastrophic risk protection and to amend the Agricultural Act of 1949 to clarify the prevented planting rule for the calculation of crop acreage bases.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. ELIGIBILITY FOR DEPARTMENT OF AGRI-**
2 **CULTURE PROGRAMS DESPITE FAILURE TO**
3 **OBTAIN AUTHORITY TO CATASTROPHIC RISK**
4 **PROTECTION.**

5 Section 508(b)(7) of the Federal Crop Insurance Act
6 (7 U.S.C. 1508(b)(7)) is amended—

7 (1) by redesignating subparagraph (B) as sub-
8 paragraph (C); and

9 (2) by inserting after subparagraph (A) the fol-
10 lowing new subparagraph:

11 “(B) EXCEPTION.—Notwithstanding sub-
12 paragraph (A), a producer may decline to ob-
13 tain catastrophic risk protection, yet remain eli-
14 gible for any price support or production ad-
15 justment program, the conservation reserve pro-
16 gram, or any benefit described in section 371 of
17 the Consolidated Farm and Rural Development
18 Act, if the producer agrees in writing to waive
19 any eligibility for emergency crop loss assist-
20 ance in connection with losses to any crop for
21 which the producer declines to obtain cata-
22 strophic risk protection.”.

23 **SEC. 2. EFFECT OF PREVENTED PLANTING ON CALCULA-**
24 **TION OF CROP ACREAGE BASES.**

25 Section 503(f) of the Agricultural Act of 1949 (7
26 U.S.C. 1463(f)) is amended—

1 (1) in the first sentence, by striking “on the
2 acreage of such farm” and all that follows through
3 the period at the end of the sentence and inserting
4 “on the failed acreage or any other acreage of the
5 farm consistent with the conservation plan for the
6 farm prepared in accordance with section 1212 of
7 the Food Security Act of 1985 (16 U.S.C. 3812).”;
8 and

9 (2) in the second sentence—

10 (A) by inserting after “subsection” the fol-
11 lowing: “(but not to exceed the total of the
12 failed acreage)”; and

13 (B) by striking “such acreage” and insert-
14 ing “the substitute acreage”.

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